

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER

April 2, 1997

UNITED STATES OF AMERICA,)	
Complainant)	
)	8 U.S.C. 1324a Proceeding
vs.)	
)	OCAHO Case No. 97A00016
DENNIS PARKER, AN INDIVIDUAL,)	
D/B/A DENNIS PARKER CONTRACTORS,)	
Respondent)	

ORDER GRANTING COMPLAINANT'S
MOTION FOR DEFAULT JUDGMENT

On February 7, 1997, the undersigned issued an Order to Show Cause Why Complainant's Motion For Default Judgment Should Not Be Granted, in which respondent was ordered to show cause why complainant's Motion for Default Judgment, filed on January 21, 1997, should not be granted, or, in the alternative, to have filed an answer comporting with the requirements set forth in the procedural regulations, specifically, 28 C.F.R. § 68.9(c).

A response to that Order was to be filed no later than February 27, 1997. To date, however, no response or answer has been received.

Accordingly, complainant's Motion for Default Judgment filed on January 21, 1997, is granted.

Hence, respondent is found to have violated IRCA, 8 U.S.C. § 1324a(a)(1)(A), in the manner alleged in Count I of the Complaint, by having hired the two (2) individuals named therein for employment in the United States after November 6, 1986, knowing that those individuals were aliens unauthorized for employment in the United States.

In addition, respondent is found to have violated IRCA, 8 U.S.C. § 1324a(a)(1)(B), in the manner alleged in Count II, by having failed to prepare and/or make available for inspection Forms I-9 for the five (5) individuals named therein, who were hired by respondent for employment in the United States after November 6, 1986.

Accordingly, respondent is ordered to cease and desist from further violations of IRCA, 8 U.S.C. §§ 1324a(a)(1)(A) and 1324a(a)(1)(B), and is further ordered to pay civil money penalties totaling \$4,020, that penalty representing the sum of \$2,020 in Count I and \$2,000 in Count II.

Joseph E. McGuire
Administrative Law Judge

Appeal Information

This Order shall become the final order of the Attorney General unless, within 30 days from the date of this Order, the Chief Administrative Hearing Officer shall have modified or vacated it. Both administrative and judicial review are available to respondent, in accordance with the provisions of 8 U.S.C. § 1324a(e)(7) and (8), and 28 C.F.R. § 68.53.

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of April, 1997, I have served copies of the foregoing Order Granting Complainant's Motion for Default Judgment to the following persons at the addresses shown, in the manner indicated:

Office of Chief Administrative Hearing Officer
Skyline Tower Building
5107 Leesburg Pike, Suite 2519
Falls Church, Virginia 22041
(original hand delivered)

Dea Carpenter, Esquire
Associate General Counsel
Immigration and Naturalization Service
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Washington, D.C. 20536
(one copy sent via regular mail)

Karl Cozad, Esquire
Immigration & Naturalization Service
9747 North Conant Avenue
Kansas City, Kansas 64153
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Mr. Dennis Parker
Dennis Parker Contractors
616 North 17th Street
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Cathleen Lascari
Legal Technician to
Joseph E. McGuire
Administrative Law Judge
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